

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/817,483 Confirmation No. 3903  
Applicant : Jeffrey E. Habben, et al.  
Filed : April 2, 2004  
TC/A.U. : 1638  
Examiner : Stuart F. Baum  
Docket No. : 0803R  
Customer No. : 27310  
Title : Modulation of Cytokinin Activity in Plants

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

This paper is being submitted in response to the Restriction Requirement mailed May 17, 2006, in connection with the above-captioned application.

Applicants hereby elect to prosecute Group V, Claims 18-20, 23-37 and 44-54, drawn to a transgenic plant comprising a recombinant expression cassette effecting an increase in cytokinin activity, wherein said plant displays enhanced vigor without significant detrimental effects of increased cytokinin activity, and method of modulating cytokinin activity in a plant comprising transforming a plant with a recombinant expression cassette that increases cytokinin activity, classified in class 800, subclass 298 for example.

The right to pursue examination of the non-elected claims in continuation or divisional applications is reserved.

Inventorship is changed by this election; therefore Applicants are concurrently filing a petition to amend inventorship in compliance with 37 CFR 1.48(b).

Serial No. 10/817,483  
Response Dated June 19, 2006  
Reply to Office Action of May 17, 2006

It is not believed that an extension of time or fees are required. However, in the event that additional extensions of time are necessary to allow consideration of the paper, such extensions are hereby petitioned under 37 CFR § 1.136(a), and any fee required therefore is hereby authorized to be charged to Deposit Account No. 16-1852.

Respectfully submitted,

/Karen K. Varley/

Karen K. Varley  
Agent for Applicant(s)  
Registration No. 45,751

PIONEER HI-BRED INTERNATIONAL, INC.  
Corporate Intellectual Property  
7250 N.W. 62<sup>nd</sup> Avenue  
P.O. Box 0552  
Johnston, Iowa 50131-0552  
Phone: (515) 334-6780  
Facsimile: (515) 334-6883